IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 23RD MAY 2007 / 2ND JYAISHTA 1929

Crl.Rev.Pet.No. 1845 of 2007()

CRA.675/2005 of ADDL.SESSIONS COURT (FAST TRACK-I), ALAPPUZHA
CC.403/2004 of CHIEF JUDICIAL MAGISTRATE, ALAPPUZHA

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REVN. PETITIONER: APPELLANT/ACCUSED.

SEBASTIAN THOMAS, S/O. THOMAS,
KIZHAKKEPPARAMBIL, KUNNUMMA P.O., THAKAZHY.

BY ADV. SRI.S.SANAL KUMAR
SMT.BHAVANA VELAYUDHAN

RESPONDENTS: RESPONDENTS/COMPLAINANT & STATE.

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1. SANTHOSH, S/O. MADHUSUTHAN,
MOOVARKKADU, ARAVUKADU, PARAVOOR, ALAPPUZHA.

2. STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

R2 BY PUBLIC PROSECUTOR SRI AMJAD ALI.

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 23/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

CRLM.C. NO. 1845 of OF 2007

Dated , 23rd May, 2006

ORDER

The revision petitioner stands convicted for the offence under section 138 N.I.Act and sentenced to undergo simple imprisonment for three months and to pay a compensation of Rs.60,000/- vide section 357(3) Cr.P.C and in default to undergo simple imprisonment for three months. The revision petitioner has only sought for modification of the sentence and time to pay the amount of compensation.

2. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. The petitioner is granted six months time from today onwards to pay the amount of compensation. He shall appear before the C.J.M court, Aalappuzha on 23-11-2007 to receive the sentence.

The Crl.R.P is disposed of accordingly.

(K.R.UDAYABHANU)

JUDGE.

kvm/-